

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES AND ENERGY
in and for the STATE OF UTAH

IN THE MATTER OF THE ORDER TO SHOW)
CAUSE ADDRESSED TO WINECUP RESOURCES,)
INC., TAYLOR LIVESTOCK, INC. AND)
FERNO DUBRAY)

NOTICE OF HEARING AND
ORDER TO SHOW CAUSE

NO. ACT/019/016

THE STATE OF UTAH TO WINECUP RESOURCES, INC., TAYLOR LIVESTOCK, INC. AND
FERNO DUBRAY.

Notice is hereby given that the Board of Oil, Gas and Mining, State of
Utah, will hear the Order to Show Cause as above rostered at the hour of 10:00
a.m., on Tuesday, November 30, 1982, in Room 426 of the State Capitol
Building, Salt Lake City, Utah.

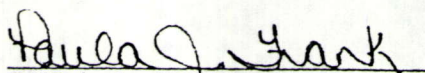
Taylor Livestock, Inc. is the lessor of property situated in Grand County,
Utah, upon which Winecup Resources, Inc. and allegedly Ferno Dubray operated a
hard rock mining operation.

The mining operation has been terminated. However, no reclamation work
has been completed. Responsibility for effectuation of the required
reclamation activities will be decided on the aforesaid date by the Board of
Oil, Gas and Mining.

All persons, firms and corporations may, if interested, appear and be
heard.

DATED this 10th day of November, 1982.

STATE OF UTAH
BOARD OF OIL, GAS AND MINING


PAULA J. FRANK
Secretary of the Board

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES AND ENERGY
in and for the STATE OF UTAH

IN THE MATTER OF THE ORDER TO SHOW)
CAUSE ADDRESSED TO WINECUP RESOURCES,)
INC., TAYLOR LIVESTOCK, INC., AND)
FERNO DUBRAY)

ORDER
CAUSE NO. ACT/019/016

This cause came on for hearing before the Board of Oil, Gas and Mining, at 10:00 a.m., Tuesday, November 30, 1982, in Room 426 of the State Capitol Building, Salt Lake City, Utah, pursuant to an Order to Show Cause which was issued for the purpose of determining:

- (1) What reclamation activity is presently needed?
- (2) Who is responsible for said reclamation and for final reclamation?
- (3) Who is responsible for filing the required bond for a placer mining operation in which the above mentioned parties were involved?

The following Board Members were present for the determination:

Herm Olsen, Presiding

John L. Bell

E. Steele McIntyre

Edward T. Beck

Margaret R. Bird

Robert R. Norman

Appearances were also made by:

For Himself: Ferno Dubray

For Winecup Resources, Inc.: Jerry Zabriskie
Don Nelson

For Taylor Livestock, Inc.: D. L. Taylor

FINDINGS OF FACT

NOW, THEREFORE, the Board being fully advised in the premises, finds as follows:

- (1) Due and regular notice of the time, place and purpose of the hearing was given to all interested parties in the form and manner and within the time required by law and the rules and regulations of the Board.

(2) That the Board has jurisdiction over the matter covered by said application and over the parties interested therein and has jurisdiction to make and promulgate the Order hereinafter set forth.

(3) That Taylor Livestock, Inc. is the owner and lessor of property situated in Grand County, Utah.

(4) That a Mr. Max Cooley, dba as D & M Recovery Company, leased the property from Taylor Livestock, Inc. and thereafter sub-leased the property to Winecup Resources, Inc.

(5) Winecup Resources, Inc. sub-leased the property to a Mr. Ferno Dubray as operator of the project.

(6) That in May of 1981, Winecup Resources, Inc filed a notice of intention to commence placer mining operations on said fee land.

(7) That at the present time said placer mining operation has been suspended and the equipment has been moved off site.

(8) That neither a reclamation plan nor a bond has been filed with the Division of Oil, Gas and Mining as required by Section 40-8, Utah Code Annotated, 1953.

(9) That the Division is concerned that certain interim reclamation take place immediately and that a bond be filed and a commitment made for the final reclamation.

CONCLUSION

(1) That Winecup Resources, Inc. is responsible for interim reclamation and final reclamation.

(2) That in the event that Taylor Livestock, Inc. does not want complete reclamation of the disturbed area at this time, they, Taylor Livestock, Inc., will assume responsibility for final and complete reclamation and will be required to post the necessary bond.

IT IS THEREFORE ORDERED BY THE BOARD that:

(1) Winecup Resources, Inc. immediately reclaim the area disturbed by their placer mining operation.

(2) If Taylor Livestock, Inc. does not want certain areas reclaimed, then they, Taylor Livestock, Inc., shall assume the responsibility for reclaiming said areas and shall post the necessary bond.

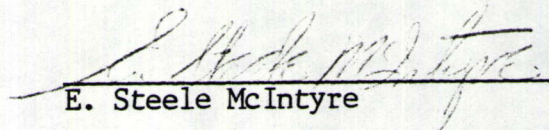
(3) The Board retains continuing jurisdiction of all matters covered by this order and over all the parties affected thereby and particularly that the Board retains and reserves continuing jurisdiction to make further orders as appropriate and authorized by statute and applicable regulations.

DATED this 30th day of November, 1982.

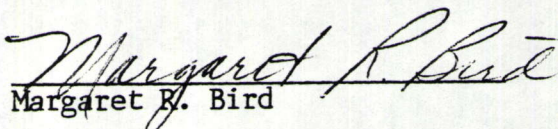
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